IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8229 OF 2005

Ashwin Bhaputrai Soni ... Petitioner

Versus

State of Maharashtra and Ors. ... Respondents

Mr. A.S. Latne for Petitioner.

Mr.R.D. Rane, Government Pleader for Respondents.

CORAM : F.I. REBELLO &
MRS R.S. DALVI.JJ.
DATED : DECEMBER 01, 2005

P.C.

. Rule. Heard forthwith.

. The Petitioner had been admitted against the reserved seat. The caste scrutiny committee is seized of the Petitioner’s application. The Petitioner was threatened that his admission would be cancelled if the caste validity certificate is not produced. This court in large number of petitions has held that the requirement of producing the certificte within 12 weeks is directory. Considering the above, petition can be disposed of by issuing the following directions:

(1) The respondent is directed to permit the petitioner to continue his studies as also to appear for examination if there be any examination.

(2) The Caste Scrutiny committee is directed to dispose of the petitioner’s application within four months from today.

(3) The continuation of the petitioner will be subject to the committee validating the petitioner’s claim. If the claim is rejected, petitioner will have no equity to continue based on the interim relief granted by this court.

. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO,J.)

(MRS. R.S. DALVI,J.)